

# OFFICE OF THE ATTORNEY GENERAL



CHARLES A. GRADDICK  
ATTORNEY GENERAL  
STATE OF ALABAMA

ADMINISTRATIVE BUILDING  
64 NORTH UNION STREET  
MONTGOMERY, ALABAMA 36130  
AREA (205) 834-5150

JAMES R. SOLOMON, JR.  
DEPUTY ATTORNEY GENERAL

H. WARD McMILLAN, JR.  
EXECUTIVE ASSISTANT  
TO THE ATTORNEY GENERAL

WALTER S. TURNER  
CHIEF ASSISTANT ATTORNEY GENERAL

JANIE NOBLES  
EXECUTIVE ASSISTANT

OCT 10 1984

Mr. Brent Morrison  
City Clerk  
City of Piedmont  
P. O. Drawer 112  
Piedmont, AL 36272

Municipalities - Rescue Squads -  
Ambulances - Funds

City may provide consideration in  
the form of ambulance in contract  
with incorporated non-profit  
rescue squad, if city receives  
services of equal value from  
rescue squad.

Dear Mr. Morrison:

The opinion request of the City of Piedmont has been  
received in the Office of the Attorney General. Your question  
reads as follows:

"The City of Piedmont presently has a contract with the Piedmont Rescue Squad, Inc., a private non-profit organization, to provide ambulance service to the citizens of Piedmont. The organization has recently requested that the City of Piedmont purchase the organization a new ambulance with municipal funds in order to remain in compliance with state and federal regulations as to the age of the ambulances in service. Can the City of Piedmont legally purchase an ambulance with city funds for and in the name of the Piedmont Rescue Squad, Inc. to be owned and operated by that organization?"

Mr. Brent Morrison  
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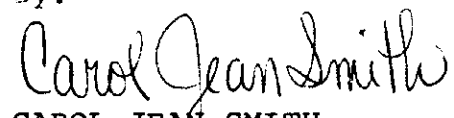
Although the gift of an ambulance to the Rescue Squad would violate Constitution of Alabama 1901, Section 94, as amended, in an Opinion to Honorable John A. Gartman, Mayor of Mount Vernon under date of November 6, 1981, this office held that the city could provide gasoline, at cost, as consideration in a contract between a municipality and a non-profit rescue squad corporation. Likewise, an ambulance, rather than, or in addition to, municipal funds, could be furnished to an incorporated rescue squad by the city in order to meet its' obligation under the contract. However, in any contract of this nature the services provided by the rescue squad must be equal in value to the contributions made by the city. It is, therefore, the opinion of this Office that where the value of service to the municipality is of sufficient value, the municipality may provide consideration for a contract between the city and an incorporated non-profit rescue squad in the form of an ambulance in lieu of, or in addition to, monetary consideration.

I do hope that this response sufficiently answers your inquiry. If, however, we may be of further service, please do not hesitate to contact us.

Sincerely,

CHARLES A. GRADDICK  
Attorney General

By:



CAROL JEAN SMITH  
Assistant Attorney General

CAG/CJS/pd